

DEC 29 2003

REQUEST FOR  
CONTINUED EXAMINATION (RCE)  
TRANSMITTAL

Subsection (b) of 35 U.S.C. § 132, effective on May 29, 2000 provides for continued examination of a utility or plant application filed on or after June 8, 1995.  
See The American Inventors Protection Act of 1999 (AIPA)

Application Number: 09/529,128

PCT Filing Date: October 6, 1998

First Named Inventor: Graham Francois DUIRS

Group Art Unit: 3751

Examiner: Peter deVore

Attorney Docket Number: 08059.0001

Attorney Customer Number: 22,852

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TECHNOLOGY CENTER R3700

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

**Note:** 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 1.53(d) instead of a RCE to be eligible for patent term adjustment provisions of the AIPA. See "Changes to Application Examination and Provisional Application Practice," Interim Rule, 65 Fed. Reg. 14865 (March 20, 2000). Off. Gaz. Pat. Office 47 (April 11, 2000), which established RCE practice.

1. **Submission required under 37 C.F.R. § 1.114:** **Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, application must request non-entry of such amendment.**

- a. ☐ Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.
- i. ☐ Consider the arguments in the Appeal Brief of Reply Brief previously filed on \_\_\_\_\_.
- ii. ☐ Other \_\_\_\_\_
- b. ☒ Enclosed:
- i. ☒ Amendment/Reply
- ii. ☐ Affidavit(s)/Declaration(s)
- iii. ☒ Information Disclosure Statement
- iv. ☐ Other \_\_\_\_\_

## 2. Miscellaneous

- a. ☐ Suspension of action on the above-mentioned application is requested under 37 C.F.R. § 1.103(c) for a period of \_\_\_\_ months. (Period of suspension shall not exceed 3 months; fee under 37 C.F.R. § 1.17(i) required.)
- b. ☐ Other \_\_\_\_\_

## 3. Fees

- a. ☒ The filing fee is calculated as follows:
- i. ☒ \$770.00 RCE fee required under 37 C.F.R. § 1.17(e) 12/31/2003 HVUONG1 00000033 09529128 770.00 OP
- ii. ☒ Petition for extension of time for (3 Months) \$950.00 01 FC-1401
- iii. ☐ Other \_\_\_\_\_
- b. ☒ Check in the amount of \$1720.00 enclosed.
- c. ☒ The Commissioner is authorized to charge any deficiencies in the filing fees, or credit any overpayments to Deposit Account No. 06-0916.

## Signature of Applicant, Attorney, or Agent Required

Name: Chi H. Kang

Reg. No.: 50,623

Signature: 

Date: December 29, 2003

## Certificate of Mailing or Transmission

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to Commissioner for Patents, MAIL STOP RCE, P.O. Box 1450, Alexandria, VA. 22313-1450, or facsimile transmitted to the U.S. Patent and Trademark Office on:

Name:

Signature:

Date:



PATENT  
Customer No. 22,852  
Attorney Docket No. 08059.0001

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: )  
)  
Graham Francois DUIRS ) Group Art Unit: 3751  
)  
Application No.: 09/529,128 ) Examiner: P. deVore  
)  
PCT Filing Date: October 6, 1998 )  
)  
For: DRUG DELIVERY SYSTEM )

**U.S. National Phase of PCT/NZ98/00147**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**AMENDMENT**

In reply to the Office Action dated June 30, 2003, the period for response to which having been extended to December 30, 2003 by petition and payment of the requisite fee filed herewith, please amend this application as follows:

**Amendments to the Claims** are reflected in the listing of claims in this paper.

**Remarks** follow the amendment sections of this paper.

Applicant submits this Amendment concurrently with a Request for Continued Examination (RCE).

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